| 1   | KENNETH B. WILSON, State Bar No. 130009   |  |  |
|-----|---|--|--|
| 1   | kwilson@perkinscoie.com<br>STEFANI E. SHANBERG, State Bar No. 20671                             | 7  |  |
| 2   | sshanberg@perkinscoie.com   | ,  |  |
| 3   | K.C. ALLAN, State Bar No. 231866  |  |  |
| J   | kallan@perkinscoie.com<br>SCOTT EADS, Oregon State Bar No. 91040, adı                           | mitted pro hac vice  |  |
| 4   | seads@perkinscoie.com   | mitted pro rue vice  |  |
| 5   | PERKINŠ COIE LLP  |  |  |
| J   | 180 Townsend Street, Third Floor<br>San Francisco, California 94107-1909                        |  |  |
| 6   | Telephone: (415) 344-7000   |  |  |
| 7   | Facsimile: (415) 344-7050   |  |  |
|     | Attorneys for Defendants and Counterclaimants   |  |  |
| 8   | BJ Crystal, Inc., Crystal Magic, Inc., Jimac Mark   |  |  |
| 9   | Crystal Capture, Cerion GmbH, Concord Industr<br>and Vitro Laser GmbH                           | nes, Inc.,   |  |
| 10  | and vitro Easer Gillori   |  |  |
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| 12  | UNITED STATES I   |  |  |
|     | NORTHERN DISTRIC<br>SAN FRANCIS   |  |  |
| 13  |   |  |  |
| 14  | LASER DESIGN INTERNATIONAL, LLC;  |  |  |
| . ~ | and NORWOOD OPERATING COMPANY,  | Case No. C 03-01179 JSW                                      |  |
| 15  | Plaintiffs,   | Consolidated with No. C 03-3905 JSW                          |  |
| 16  | ,   | STIPULATION AND [PROPOSED]                                   |  |
| 17  | V.  | ORDER EXTENDING TIME TO                                      |  |
| L / | BJ CRYSTAL, INC., et al.,   | OBTAIN DISCOVERY FROM NON-<br>PARTY CRYSTALIX, INC. PURSUANT |  |
| 18  | Defendants.   | TO A SUBPOENA  |  |
| 19  | Defendants.   |  |  |
|     | AND RELATED COUNTERCLAIMS   |  |  |
| 20  |   |  |  |
| 21  | Plaintiffs Laser Design International, LLC  | C and Norwood Operating Company                              |  |
| 22  | ("Plaintiffs"), and Defendant Crystal Magic, Inc.   | ("Crystal Magic"), by their undersigned                      |  |
| 23  | counsel, hereby submit the following stipulation:   |  |  |
| 24  |   |  |  |
| 25  | 1. Crystal Magic served a subpoena duces tecum on non-party Crystalix, Inc.                     |  |  |
|     | ("Crystalix") on March 8, 2006. The subpoena called for Crystalix to produce requested          |  |  |
| 26  | documents on March 21 and to designate a witness to appear for deposition under Fed. R. Civ. P. |  |  |
| 27  | _   |  |  |
| 28  | 30(b)(6) on March 28, 2006.   |  |  |
| 20  |   |  |  |

| 1  | 2. Crystalix has, through its counsel, objected to the scope of the subpoena.                   |  |
|----|---|--|
| 2  | Crystalix has further requested that it be allowed additional time to confer with Crystal Magic |  |
| 3  | regarding its response to the subpoena.   |  |
| 4  | 3. It appears that efforts to resolve Crystalix's objections will extend beyond the             |  |
| 5  | March 31, 2006 close of discovery for this case.  |  |
| 6  | 4. Plaintiffs and Crystal Magic have agreed that they are willing to cooperate with             |  |
| 7  | Crystalix's request for additional time to respond to the subpoena.                             |  |
| 8  | 5. Accordingly, for the convenience of non-party Crystalix, the undersigned hereb               |  |
| 9  | stipulate that the discovery cutoff be extended until April 30, 2006 for purposes of discovery  |  |
| 10 | relating to the subpoena that Crystal Magic served on Crystalix.                                |  |
| 11 | DATED 14 1 20 2004  |  |
| 12 | DATED: March 28, 2006.  COOLEY GOODWARD LLP   |  |
| 13 | By: /s/ Brian E. Mitchell   |  |
| 14 | Brian E. Mitchell   |  |
| 15 | Attorneys for Plaintiffs Laser Design International, LLC  |  |
| 16 | and Norwood Operating Company   |  |
| 17 | DATED: March 28, 2006.  |  |
| 18 |   |  |
| 19 | PERKINS COIE LLP  |  |
| 20 | By: <u>/s/ Scott D. Eads</u> Scott D. Eads  |  |
| 21 | Attorneys for Defendants BJ Crystal, Inc., Crystal Magic, Inc., Crystal                         |  |
| 22 | Capture, Inc., Jimac Marketing, Inc., Cerion  |  |
| 23 | GmbH, Vitro Laser Group U.S.A., Inc.,and<br>Vitro Laser GmbH                                    |  |
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| 1  | Pursuant to stipulation, IT IS SO ORDERED.                     |
|----|--|
| 2  | DATED:April 18, 2006.  |
| 3  | and live   |
| 4  | By Hongrafile Joffrey S. White                                 |
| 5  | Horgrafile Jeffrey S. White United States District Court Judge |
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